

A regular meeting of the City Commission of The City of Springfield, Ohio, held on Tuesday, October 27, 2015, in the Forum of City Hall, was called to order.

Roll call was answered by Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and President Copeland.

The invocation was offered by Mr. Copeland, who then led the assembly in the Pledge of Allegiance.

On motion of Mr. Martin, seconded by Mrs. Chilton, members approved the minutes of the September 29, 2015, regular meeting as presented.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

### **FIRST READINGS—ORDINANCES**

The following legislation was presented for the first time and requires presentation at a second regular meeting before vote on passage:

**232-15** An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 5.4 acres at 2 West Leffel Lane, Springfield, Ohio, from CH-1, Commercial Highway District, to RS-5, Low-Density, Single-Family Residence District."

**233-15** An Ordinance titled, "Amending the Zoning Map of Springfield, Ohio, by rezoning 0.3 acres at 2611 Columbus Avenue and 1011 Alta Road, Springfield, Ohio, from Township R-4, Single-Family Residential District, to CC-2, Community Commercial District."

**18-15** An Ordinance titled, "Confirming purchases and the obtaining of services for the City and providing for payments therefor."

**247-15** An Ordinance titled, "Confirming and approving the acceptance of a donation from Speedway, LLC, in the amount of \$50,000 to be utilized for gateway enhancements on the western and northern areas of the City of Springfield."

**235-14** An Ordinance titled, "Authorizing the City Manager to enter into Amendment No. 3 to the Agreement for Consulting Engineering Services (High-Service Pump Replacement Design, Bidding Assistance, and Construction Inspection) with Burgess & Niple, Inc., for an amount not to exceed \$34,000, for a total contract amount not to exceed \$88,500."

**248-15** An Ordinance titled, "Consenting to bridge repair to include patching, rebuilding, and sealing elements on Structure File No. 1201085 (known as the US40 bridge over Lagonda Avenue), within the City of Springfield, by the Ohio Department of Transportation (identified as D07 BH FY19, and further identified by CLA-40-13.75, PID No. 101851); providing for the maintenance of the right-of-way; authorizing the City Manager to enter into agreements with the Director of Transportation of the State of Ohio necessary to complete the project."

**249-15** An Ordinance titled, "Authorizing the City Manager to enter into a Consulting And Services Agreement (December 31, 2105, through December 31, 2018) with MAPSYS, Inc., for computer consulting services in connection with the computer software system in use in the Clark County Municipal Court Clerk's Office for an amount not to exceed \$300,000."

Next regular City Commission meeting: November 10, 2015.

### **SECOND READINGS—ORDINANCES**

The following legislation was presented for a second time:

**238-15** An Ordinance No. 15-280 titled, "Authorizing the City Manager to enter into a Municipal Court Debt Collection Agreement with Capital Recovery Systems, Inc., to provide for the collection of public monies due and payable to the Clark County Municipal Court."

On motion of Mrs. Chilton, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**115-15** An Ordinance No. 15-281 titled, "Authorizing the City Manager to enter into Change Order No. 1 to the maintenance agreement between the City and Triec Electrical Services for the replacement of substation insulators to increase the maintenance agreement amount by \$9,139, for a total maintenance agreement amount not to exceed \$125,329, through the Ohio Department of Administrative Services, pursuant to Ohio's Cooperative Purchasing Act in accordance with the provisions of Section 125.04 of the Ohio Revised Code."

On motion of Mrs. Duncan, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

### **EMERGENCY ORDINANCES**

The following emergency legislation was presented for the first time:

**250-15** Emergency Ordinance No. 15-282 titled, "Authorizing the City Manager to apply to the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund to borrow funds estimated at \$23.1 million, to finance a portion of the Erie Interceptor Express Sewer Project; authorizing the City Manager and the Director of Finance to do all things necessary to implement said loan application and to comply with all relevant local, state, and federal legal requirements; and declaring an emergency."

On motion of Mrs. Duncan, seconded by Mr. O'Neill, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**251-15** Emergency Ordinance No. 15-283 titled, "Authorizing the City Manager to enter into a Grant Contract with the State of Ohio, Department of Transportation, to accept funds in the amount of \$16,494 from the Ohio Elderly and Disabled Transit Fare Assistance Program; authorizing the City Manager and Director of Finance to perform all acts and execute all documents considered necessary to fulfill the City's obligations under said contract, to comply with all relevant local, state, and federal legal requirements, and to provide assurances and additional information as required by the Ohio Department of Transportation; and declaring an emergency."

On motion of Mrs. Chilton, seconded by Mrs. Duncan, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**103-15** Emergency Ordinance No. 15-284 titled, "Amending Ordinance No. 15-118 by increasing the contract amount for Tony Smith Wrecking by \$90,000 for a contract amount of \$190,000 and decreasing the contract amount for Charles Jergens Construction by \$90,000 for a contract amount of \$10,000 for demolition services for a total not to exceed amount of \$200,000; and declaring an emergency."

On motion of Mr. Martin, seconded by Mrs. Duncan, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**120-15** Emergency Ordinance No. 15-285 titled, "Authorizing the City Manager to enter into a Contract for Sale and Purchase of Real Property with Christopher Company, LLC, in relation to the acquisition of real property interests needed for the Erie Interceptor Express Sewer Project; and declaring an emergency."

On motion of Mrs. Duncan, seconded by Mrs. Chilton, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**33-11** Emergency Ordinance No. 15-286 titled, "Confirming and approving Change Order No. 5 to the contract between the City and Sunesis Construction Company for the CLA Veterans Bridge Project, PID No. 88484, to increase the contract amount by \$98,410.77, for a total contract amount not to exceed \$2,512,611.66, and to extend the project completion date to May 15, 2016; authorizing the City Manager to execute said Change Order No. 5; and declaring an emergency."

On motion of Mrs. Duncan, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**107-15** Emergency Ordinance No. 15-287 titled, "Confirming and approving Change Order No. 1 to the contract between the City and J & J Schlaegel, Inc., for the East Grand Avenue Water and Sewer Replacement Project Rebid to increase the contract amount by \$4,552.14, for a total contract amount not to exceed \$528,355.84, and to extend the project completion date to November 27, 2015; authorizing the City Manager to execute said Change Order No. 1; and declaring an emergency."

On motion of Mrs. Chilton, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**73-15** Emergency Ordinance No. 15-288 titled, "Confirming and approving Change Order No. 2 to the contract between the City and Sterling Quality Concrete, LLC, for the 2015 Sidewalk, Curb, and Gutter Program to extend the project completion date to November 20, 2015; authorizing the City Manager to execute said Change Order No. 2; and declaring an emergency."

On motion of Mr. Martin, seconded by Mrs. Chilton, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**104-15** Emergency Ordinance No. 15-289 titled, "Confirming and approving Change Order No. 1 to the contract

between the City and A & B Asphalt Corporation for the East Main and North Limestone Streets Sidewalk, Curb, and Gutter Program to extend the project completion date to November 27, 2015; authorizing the City Manager to execute said Change Order No. 1; and declaring an emergency."

On motion of Mrs. Duncan, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**256-15** Emergency Ordinance No. 15-290 titled, "Authorizing the City Manager to enter into a contract with Earl Boyd, dba A-1 Tree Service, for the Erie Interceptor Express Sewer Clearing Project for an amount not to exceed \$68,730, and declaring an emergency."

On motion of Mr. Martin, seconded by Mr. O'Neill, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**178-11** Emergency Ordinance No. 15-291 titled, "Authorizing Change Order No. 1 to the contract between the City and Advanced Virtual Engine Test Cell, Inc., in connection with fiber-optic connectivity for the Springfield-Beckley Municipal Airport to decrease the contract amount by \$9,783.25 for a total contract amount not to exceed \$2,150,216.75; and authorizing the City Manager to execute said Change Order No. 1; and declaring an emergency."

On motion of Mrs. Duncan, seconded by Mr. Martin, the ordinance passed.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

### **EMERGENCY RESOLUTIONS**

The following emergency legislation was presented for the first time:

**252-15** Emergency Resolution No. 5904 titled, "Appointing Sheila E. Rice to the Civil Service Commission, and declaring an emergency."

On motion of Mrs. Chilton, seconded by Mr. Martin, the resolution was adopted.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

### **LIQUOR PERMITS**

**244-15** On motion of Mrs. Duncan, seconded by Mr. Martin, the report from the Administration relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to Interstate MC, LLC, dba Courtyard by Marriott, 100 South Fountain Avenue and pool, was ordered received and filed with the City Clerk.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**246-15** On motion of Mr. Martin, seconded by Mrs. Duncan, the report from the Administration relative to notification from the Ohio Department of Liquor Control for a new class of liquor permit for Interstate MC, LLC, dba Courtyard by Marriott, 100 South Fountain Avenue and pool, was ordered received and filed with the City Clerk.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

**243-15** On motion of Mr. Martin, seconded by Mr. O'Neill, the report from the Administration relative to notification from the Ohio Department of Liquor Control of a request to transfer a liquor permit to North Street Enterprises, LLC, 908 West North Street, was ordered received and filed with the City Clerk.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.

### **COMMUNICATIONS**

The following communications were ordered received and filed:

**89-15** Minutes of the September 21, 2015, meetings of the Board of Zoning Appeals.

**112-15** Financial report, third quarter, 2015.

**246-15** Notification from the Ohio Division of Liquor Control of a request for a new class of liquor permit for Interstate MC, LLC, dba Courtyard by Marriott, 100 South Fountain Avenue and pool.

**253-15** Notification from the Ohio Division of Liquor Control of a request to transfer a liquor permit to Genesis 2014, Inc., dba Convenience Mart, 1912 South Limestone Street.

**254-15** Notification from the Ohio Division of Liquor Control of a request to transfer a liquor permit to Sabriyah Elhindi, dba Beverage Dock, 209 East Leffel Lane.

#### **COMMENTS ON AGENDA ITEMS**

**250-15** Finance Director Beckdahl reported that financing a portion of the Erie Interceptor Express Sewer Project, through the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund, is necessary because the City does not have the wherewithal to finance a project costing more than \$23.1 million with tax dollars.

**33-11** Mrs. Chilton stated that Veterans Bridge is open to traffic in both directions. She asked why the project completion date was being extended until May 15, 2016.

City Manager Bodenmiller indicated that bridge painting and sealing would take place next year. A grand opening is planned for November.

**178-11** With regard to Advanced Virtual Engine Test Cell, Inc., Assistant City Manager and Economic Development Administrator Franzen stated that while the fiber-optic connectivity project involving Springfield-Beckley Municipal Airport and Wright-Patterson Air Force Base was completed several years ago, the final documentation was not complete. A final payment was made recently, which closed out the project.

#### **COMMENTS FROM THE COMMISSION**

Mrs. Duncan announced two community events involving Keep Clark County Beautiful at Snyder Park and the second annual Food Summit, featuring local food growers and held at Springfield High School.

**134-15** Mr. Martin inquired into the City's rock salt supplies and receipt of a settlement check. Service Director Moore stated that the City currently stockpiles 3,000 tons of salt and has the capacity to purchase an additional 3,500 tons. Mr. Moore noted that the settlement check was received three weeks ago and deposited in Street Funds.

**92-15** Mr. Copeland overviewed a meeting he attended in Chicago at USEPA's regional offices. The topic discussed was the Tremont City Barrel Fill. Others in attendance were Senator Widener, Representatives Koehler and Hackett, County Commissioner Detrick, Health Commissioner Patterson, City Manager Bodenmiller, Chamber of Commerce representatives, and Ohio EPA representatives. It was noted that the local community meeting, held several months prior with an EPA contingent, was the largest event the Chicago group could remember. The community's expression of their dissatisfaction with EPA's proposal was not lost on them. The community cared very much about the quality of its water and removing the threat to The Mad River aquifer. Resolution of the problem was critical to our economic future. EPA's second proposal was not adequate for the community. Chicago representatives stated they would look through options, which would take some months. They could not commit to a particular period of time. Mr. Copeland stated that he hoped they would be responsive. The community should be proud. The People For Safe Water group is to be thanked for its efforts. It is important to keep in touch with the Chicago office and press for a shorter response rather than a longer one. Mr. Copeland surmised that USEPA wants the project added to the Superfund List, a designation confirmed by State of Ohio officials.

#### **COMMENTS FROM THE AUDIENCE**

**13-15** Mr. Raymond Upshaw, 325 West Liberty Street, addressed drugs, tornadoes, and organizations that control America and destroys it.

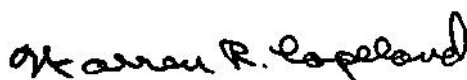
Mr. David Sanford, 514 Fremont Avenue, discussed Ohio Highway Patrol vehicles patrolling inside the City limits, nuisances created by a neighborhood convenience store, and a political debate.

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There being no further business, on motion of Mr. Martin, seconded by Mrs. Chilton, the meeting adjourned.

Yeas, Mmes. Chilton, Duncan, Messrs. Martin, O'Neill, and Copeland.

Yeas 5, Nays 0.



PRESIDENT OF THE CITY COMMISSION



CLERK OF THE CITY COMMISSION